

3. Count I seeks recovery under Fair Housing Act, 42 U.S.C. § 3604(f)(3)(B),

4. Count II seeks recovery under Section 504 of the Rehabilitation Act, 29 U.S.C. § 794(a).

5. Count III seeks recovery under Title II of the Americans with Disabilities Act, 42 U.S.C. § 12132 and 28 C.F.R. § 35.130(b)(7).

6. Pursuant to Federal Rule of Civil Procedure 12(b)(6), Plaintiff's Complaint fails to state a single claim upon which relief can be granted; and thus, the entirety of Plaintiff's Complaint should be dismissed with prejudice. Fed. R. Civ. P. 12(b)(6).

7. The CHA has filed a Memorandum of Law and exhibits in support of this motion.

WHEREFORE, for all of the foregoing reasons and for the reasons stated in its supporting memorandum of law, Defendant Chicago Housing Authority, respectfully moves this Honorable Court to strike and dismiss Plaintiff Chris Churney's Complaint with prejudice pursuant to Federal Rule of Civil Procedure 12(b)(6) and for all other relief that this Court deems just.

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